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FILED VIA FACSIMILE

NOV 23 2005

PATENT APPLICATION  
Docket: 7678.791

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Customer No.: 022913

**TERMINAL DISCLAIMER**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

11/25/2005 TL0111 00000064 10646484

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Sir;

Declarant, John M. Guynn, represents that he is the Attorney of Record for ULTRADENT PRODUCTS, INC., a corporation of the State of Utah, having a principal place of business at 505 West 10200 South, South Jordan, Utah 84095, and that he is authorized to make this Declaration and execute this Terminal Disclaimer on behalf of ULTRADENT PRODUCTS, INC. ("Assignee"). Declarant further represents that ULTRADENT PRODUCTS, INC. is the assignee of the entire interest, as shown by the Assignments recorded in the records of the U.S.

Patent and Trademark Office at reel 16774, frame 0781; reel 014126, frame 0587; reel 014125, frame 0323; and reel 016774, frame 0306; and also the Assignment attached hereto at Exhibit A, of the above-identified application, and also of copending U.S. application Serial No. 10/446,235, filed May 27, 2003; copending U.S. application Serial No. 10/446,471, filed May 27, 2003; copending U.S. application Serial No. 10/637,237, filed August 8, 2003; and copending U.S. application Serial No. 10/646,443, filed August 22, 2003, respectively. Declarant hereby further certifies that the foregoing Assignments have been reviewed by him, and to the best of the Declarant's knowledge and belief, title is in the Assignee seeking to take action.

The Assignee hereby disclaims the terminal part of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term of any patents that may issue from U.S. application Serial Nos. 10/446,235; 10/446,471; 10/637,237; and 10/646,443, and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to said patents that may issue from U.S. application Serial Nos. 10/446,235; 10/446,471; 10/637,237; and 10/646,443, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors or assigns.

The Assignee does not disclaim any terminal part of any patent granted on the above-identified application that would extend beyond the term of any of said patents that may issue from U.S. application Serial Nos. 10/446,235; 10/446,471; 10/637,237; and 10/646,443, in the event that any of said patents that may issue from U.S. application Serial Nos. 10/446,235; 10/446,471; 10/637,237; and 10/646,443, later: (a) expires for failure to pay a maintenance fee,

is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a); (b) has all claims cancelled by a reexamination certificate; or (c) is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

Declarant further declares that all statements made herein of Declarant's own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful, false statements may jeopardize the validity of the application or any patent issuing thereon.

DATED this 23<sup>rd</sup> day of November 2005.

**Ultradent Products, Inc.**

By: \_\_\_\_\_



JOHN M. GYNN  
Attorney for Applicant  
Registration No. 36,153  
Customer No. 022913

JMG:sp  
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